

(D) covered employees and covered positions shall be subject to the provisions of title 5, United States Code.

(4) **SAFEGUARDS ON GRIEVANCES.**—In carrying out this section, the Secretary shall take such actions as are necessary to provide an opportunity to each covered employee with a grievance or disciplinary action (including an adverse action) pending within the Transportation Security Administration on the date of enactment of this Act, or at any time during the transition period described in paragraph (3), to have that grievance removed to proceedings pursuant to title 5, United States Code, or continued within the Administration.

(c) **TRANSITION RULES.**—

(1) **NONREDUCTION IN PAY AND COMPENSATION.**—

(A) **IN GENERAL.**—Subject to subparagraph (B), under pay conversion rules as the Secretary may prescribe to carry out this section, a covered employee converted from a TSA personnel management system to the provisions of title 5, United States Code, under subsection (b)(3)(D) shall not be subject to any reduction in the rate of adjusted basic pay payable, or total compensation provided, to that covered employee.

(B) **FEDERAL AIR MARSHAL SERVICE.**—An employee of the Federal Air Marshal Service converted from a TSA personnel management system to the provisions of title 5, United States Code, under subsection (b)(3)(D) shall be converted such that the rate of adjusted basic pay payable to the employee is not less than that rate for a position at GS-13 of the General Schedule.

(2) **PRESERVATION OF OTHER RIGHTS.**—With respect to each covered employee, as of the conversion date, the Secretary shall take any actions necessary to ensure that—

(A) any annual leave, sick leave, or other paid leave accrued, accumulated, or otherwise available to the covered employee, as of the day before the conversion date, shall remain available to the covered employee until used; and

(B) the Government share of any premiums or other periodic charges under chapter 89 of title 5, United States Code, governing group health insurance shall be paid in an amount that is not less than the amount paid for those premiums and other periodic charges, as of the day before the conversion date.

(3) **GAO STUDY ON TSA PAY RATES.**—Not later than 270 days after the date of enactment of this Act, the Comptroller General of the United States shall submit to Congress a report on the differences in rates of pay, classified by pay system, between Transportation Security Administration employees—

(A) with duty stations in the contiguous 48 States; and

(B) with duty stations outside of the States described in subparagraph (A), including those employees located in any territory or possession of the United States.

(4) **RULE OF CONSTRUCTION.**—During the transition period described in subsection (b)(3), and after the conversion date, the Secretary shall ensure that the Transportation Security Administration continues to prevent the appointment of individuals who have been convicted of a sex crime, an offense involving a minor, a crime of violence, or terrorism.

(d) **CONSULTATION REQUIREMENT.**—

(1) **EXCLUSIVE REPRESENTATIVE.**—

(A) **IN GENERAL.**—The labor organization certified by the Federal Labor Relations Authority on June 29, 2011, or a successor labor organization, shall be—

(i) treated as the exclusive representative of full- and part-time non-supervisory personnel of the Transportation Security Administration carrying out screening func-

tions under section 44901 of title 49, United States Code; and

(ii) the exclusive representative for the personnel described in clause (i) under chapter 71 of title 5, United States Code, with full rights under that chapter.

(B) **APPLICATION.**—Any collective bargaining agreement covering the personnel described in subparagraph (A)(i) that is in effect on the date of enactment of this Act shall remain in effect, consistent with paragraph (4).

(2) **CONSULTATION RIGHTS.**—

(A) **IN GENERAL.**—Not later than 7 days after the date of enactment of this Act, the Secretary shall consult with the exclusive representative for the personnel described in paragraph (1)(A)(i) under chapter 71 of title 5, United States Code, as well as appropriate labor associations that represent a substantial percentage of employees, on the formulation of plans and deadlines to carry out the conversion of covered employees and covered positions under this section.

(B) **PLANS.**—Before the conversion date, the Secretary shall provide (in writing) to the exclusive representative and labor associations described in subparagraph (A) the plans for how the Secretary intends to carry out the conversion of covered employees and covered positions under this section, including with respect to such matters as—

(i) the anticipated conversion date; and

(ii) measures to ensure compliance with subsections (b) and (c).

(3) **REQUIRED AGENCY RESPONSE.**—If any views or recommendations are presented under paragraph (2) by the exclusive representative, or the labor associations described in that subsection, the Secretary shall—

(A) consider the views or recommendations before taking final action on any matter with respect to which the views or recommendations are presented; and

(B) provide the exclusive representative and those labor associations a written statement of the reasons for the final actions to be taken.

(4) **SUNSET PROVISION.**—The provisions of this subsection shall cease to be effective as of the conversion date.

(e) **NO RIGHT TO STRIKE.**—Nothing in this section may be considered—

(1) to repeal or otherwise affect—

(A) section 1918 of title 18, United States Code (relating to disloyalty and asserting the right to strike against the Government); or

(B) section 7311 of title 5, United States Code (relating to loyalty and striking); or

(2) to otherwise authorize any activity that is not permitted under either provision of law cited in paragraph (1).

(f) **RULE OF CONSTRUCTION WITH RESPECT TO CERTAIN CRIMES RELATING TO TERRORISM.**—Nothing in this section may be construed to contradict chapter 113B of title 18, United States Code, including with respect to—

(1) section 2332b (relating to acts of terrorism transcending national boundaries);

(2) section 2339 (relating to harboring or concealing terrorists); and

(3) section 2339A (relating to providing material support to terrorists).

(g) **REPORT BY GAO REGARDING TSA RECRUITMENT.**—

(1) **IN GENERAL.**—Not later than 1 year after the date of enactment of this Act, the Comptroller General of the United States shall submit to Congress a report on the efforts of the Administrator regarding recruitment, including recruitment efforts relating to—

(A) veterans and the dependents of veterans; and

(B) members of the Armed Forces and the dependents of those members.

(2) **CONTENTS.**—The report required under paragraph (1) shall include recommendations regarding how the Administrator may improve the recruitment efforts described in that paragraph.

(h) **SENSE OF CONGRESS.**—It is the sense of Congress that—

(1) the personnel system of the Transportation Security Administration provides insufficient benefits and workplace protections to the workforce that secures the transportation systems of the United States; and

(2) the workforce of the Transportation Security Administration should be provided protections and benefits under title 5, United States Code.

(i) **FEDERAL AIR MARSHAL SERVICE.**—The Administrator shall—

(1) implement in-person or remote (by means of telecommunications) mental health programs at each field office of the Federal Air Marshal Service that offer, at a minimum, confidential and direct psychiatric counseling; and

(2) consult with appropriate labor associations that represent a substantial percentage of Federal Air Marshal Service employees regarding, with respect to those employees—

(A) mental health;

(B) suicide rates;

(C) morale and recruitment;

(D) equipment and training; and

(E) any other personnel issues the Administrator determines appropriate.

(j) **VETERANS HIRING.**—

(1) **DEFINITIONS.**—In this subsection, the terms “disabled veteran”, “preference eligible”, and “veteran” have the meanings given the terms in section 2108 of title 5, United States Code.

(2) **PRIORITIZATION.**—The Secretary shall prioritize the appointment of veterans, including disabled veterans, and other preference eligibles, including widows and widowers of veterans, to covered positions.

(l) **PREVENTION AND PROTECTION AGAINST CERTAIN ILLNESS.**—The Administrator, in coordination with the Director of the Centers for Disease Control and Prevention and the Director of the National Institute of Allergy and Infectious Diseases, shall ensure that covered employees are provided proper guidance regarding prevention and protections against coronavirus, including appropriate resources.

SA 4526. Mr. SULLIVAN submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title XII, add the following:

SEC. 1253. BRIEFING ON SYNCHRONIZATION OF IMPLEMENTATION OF PACIFIC DETERRENCE INITIATIVE AND EUROPEAN DETERRENCE INITIATIVE.

(a) **BRIEFING.**—Not later than 180 days after the date of the enactment of this Act, the Deputy Secretary of Defense shall provide to the congressional defense committees a briefing on the synchronization of the processes used to implement the Pacific Deterrence Initiative with the processes used to implement the European Deterrence Initiative, including—

(1) the allocation of fiscal topline in the program objective memorandum process to

support such initiatives at the outset of process;

(2) the role of the combatant commanders in setting requirements for such initiatives;

(3) the role of the military departments and other components of the Armed Forces in proposing programmatic options to meet such requirements; and

(4) the role of the combatant commanders, the military departments and other components of the Armed Forces, the Cost Assessment and Program Evaluation Office, and the Deputy Secretary of Defense in adjudicating requirements and programmatic options—

(A) before the submission of the program objective memorandum for each such initiative; and

(B) during program review.

(b) **GUIDANCE.**—In establishing program objective memorandum guidance for fiscal year 2024, the Deputy Secretary of Defense shall ensure that the processes used to implement the Pacific Deterrence Initiative align with the processes used to implement the European Deterrence Initiative, including through the allocation of fiscal topline for each such initiative in the fiscal year 2024 process.

SA 4527. Mr. SULLIVAN (for himself and Mr. WHITEHOUSE) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle F of title X, add the following:

SEC. 1054. REPORT ON SHARING OF ILLEGAL, UNREPORTED, AND UNREGULATED (IUU) FISHING-RELATED INFORMATION.

(a) **IN GENERAL.**—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees and the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Energy and Commerce of the House of Representatives a report on the ability and effectiveness of, and barriers to, the Department of Defense related to the dissemination and generation of IUU fishing-related information, particularly related to the sharing of Department of Defense information with other countries, State and local governments, and private organizations.

(b) **ELEMENTS.**—The report required under subsection (a) shall include—

(1) a description of the challenges resulting from, and ways to overcome, classification and dissemination issues related to the sharing of invaluable IUU fishing-related information; and

(2) a description of the current and future planned use by the Department of Defense of technology, including image recognition algorithms, to combat IUU.

SA 4528. Mr. CORNYN submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and

for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle G of title X, add the following:

SEC. 1064. CBP DONATIONS ACCEPTANCE PROGRAM.

(a) **SHORT TITLE.**—This section may be cited as the “CBP Donations Acceptance Program Reauthorization Act”.

(b) **INCLUSION OF GOVERNMENT-LEASED LAND PORTS OF ENTRY; REAUTHORIZATION.**—Section 482 of the Homeland Security Act of 2002 (6 U.S.C. 301a) is amended—

(1) in subsection (a)(1)—

(A) in subparagraph (B), by inserting “or -leased” before “land”;

(B) in subparagraph (C), in the matter preceding clause (i), by inserting “or -leased” before “land”; and

(2) in subsection (b)(4)—

(A) in subparagraph (A), by striking “terminate” and all that follows and inserting “terminate on December 31, 2026.”; and

(B) in subparagraph (B), by striking “carrying out” and all that follows and inserting “a proposal accepted for consideration by U.S. Customs and Border Protection pursuant to this section or a prior pilot program before such termination date.”.

(c) **GAO BIENNIAL REPORT.**—

(1) **IN GENERAL.**—The Comptroller General of the United States shall submit a biennial report to Congress that describes the activities of the CBP Donations Acceptance Program authorized under section 482 of the Homeland Security Act of 2002 (6 U.S.C. 301a).

(2) **SUNSET.**—Paragraph (1) shall cease to be effective on December 31, 2026.

SA 4529. Mr. RISCH submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle G of title XII, add the following:

SEC. 1283. PROHIBITION ON USE OF FUNDS FOR THE ARAB GAS PIPELINE.

(a) **IN GENERAL.**—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2022 may be obligated or expended to implement any activity relating to the construction, repair, restoration, or assessment of the Arab Gas Pipeline.

(b) **CERTIFICATION.**—The Secretary of State may waive the application of subsection (a) if, not less than 30 days before the date on which an activity described in that subsection is proposed to commence, the Secretary of State certifies to the appropriate committees of Congress in writing that the implementation of the activity does not—

(1) knowingly provide significant financial, material, or technological support to, or involve knowingly engaging in a significant transaction with—

(A) the Government of Syria (including any entity owned or controlled by the Government of Syria) or a senior political figure of the Government of Syria;

(B) a foreign person who is a military contractor mercenary, a paramilitary force

knowingly operating in a military capacity inside Syria for, or on behalf of, the Government of Syria, the Government of the Russian Federation, or the Government of Iran;

(C) a foreign person subject to sanctions pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) with respect to Syria or any other provision of law that imposes sanctions with respect to Syria; or

(2) knowingly involve the sale or provision of significant goods, services, technology, information, or other forms of support that significantly facilitate the maintenance, repair, or expansion of the Government of Syria's domestic production of natural gas, petroleum, or petroleum products, including pipelines that facilitate the transit of energy into neighboring countries.

(c) **REPORT.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of State shall submit to the appropriate committees of Congress a report that—

(1) details United States efforts to work with other governments in the region to develop a plan for the distribution of gas supplies to Lebanon in a manner that reduces Lebanon's dependence on Iran;

(2) assesses the extent to which alternatives to the Arab Gas Pipeline were pursued and considered feasible;

(3) includes a comprehensive overview of the key sources of Lebanon's gas supply before 2020;

(4) the response of the Administration to fuel from Iran entering Lebanon, particularly amid reports that additional vessels have departed Iran; and

(5) a list of entities involved in the production and transport of fuel from Syria to Lebanon in 2020 and 2021.

(d) **APPROPRIATE COMMITTEES OF CONGRESS DEFINED.**—The term “appropriate committees of Congress” means—

(1) the Committee on Foreign Relations and the Committee on Armed Services of the Senate; and

(2) the Committee on Foreign Affairs and the Committee on Armed Services of the House of Representatives.

SA 4530. Mr. VAN HOLLEN (for himself and Mr. SULLIVAN) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title X, add the following:

Subtitle H—Foreign Service Families Act of 2021

SECTION 1071. SHORT TITLE.

This subtitle may be cited as the “Foreign Service Families Act of 2021”.

SEC. 1072. TELECOMMUTING OPPORTUNITIES.

(a) **DETO POLICY.**—

(1) **IN GENERAL.**—Each Federal department and agency shall establish a policy enumerating the circumstances under which employees may be permitted to temporarily perform work requirements and duties from approved overseas locations where there is a related Foreign Service assignment pursuant to an approved Domestically Employed Teleworking Overseas (DETO) agreement.

(2) **PARTICIPATION.**—The policy described under paragraph (1) shall—